

AGENDA
REGULAR MEETING OF COUNCIL
DECEMBER 15, 2004
7:00 P.M.

1. ROLL CALL
2. READING OF MINUTES
3. REPORTS & COMMUNICATIONS FROM MAYOR & HEADS OF DEPARTMENTS AND INTERESTED PARTIES AND CITY CLERK'S NOTES:
 - A. MINUTES OF THE MUNICIPAL PENSION FUND MEETINGS HELD OCTOBER 26, 2004 AND NOVEMBER 17, 2004.
 - B. MINUTES OF THE COMPOSITE PENSION BOARD HELD NOVEMBER 17, 2004.
 - C. APPLICATIONS AND DECISIONS RENDERED BY THE ZONING HEARING BOARD HELD DECEMBER 8, 2004.
 - D. AGENDA FOR THE MUNICIPAL PENSION FUND MEETING TO BE HELD DECEMBER 15, 2004.

CLERK'S NOTES

4. CITIZENS PARTICIPATION:
5. INTRODUCTION OF ORDINANCES, RESOLUTIONS, APPOINTMENTS AND/OR RE-APPOINTMENTS TO BOARDS & COMMISSIONS. MOTIONS & REPORTS OF COMMITTEES:

A.
MOTIONS

B.
FOR INTRODUCTION - A RESOLUTION - APPOINTING REV. REGINALD MCCLAIN, 915 NORTH WASHINGTON AVENUE, SCRANTON, PENNSYLVANIA, 18509, AS A MEMBER OF THE CIVIL SERVICE COMMISSION EFFECTIVE JANUARY 1, 2005. REV. MCCLAIN WILL BE REPLACING REV. HOWARD STRINGFELLOW WHO IS RESIGNING EFFECTIVE DECEMBER 31, 2004 DUE TO HIS REASSIGNMENT. REV. MCCLAIN'S TERM WILL EXPIRE WITH THE TERM OF MAYOR CHRISTOPHER A. DOHERTY.

6. CONSIDERATION OF ORDINANCES - READING BY TITLE:

A.

READING BY TITLE - FILE OF COUNCIL NO. 88, 2004 - AN ORDINANCE - AMENDING FILE OF COUNCIL NO. 231, 2003, AN ORDINANCE "ENTITLED GENERAL CITY OPERATING BUDGET 2004" BY TRANSFERRING \$8,000.00 FROM ACCOUNT NO. 01.401.13090.4299 (CONTINGENCY-OPERATING EXPENSES) TO ACCOUNT NO. 01.100.00000.4320 (PARKS & RECREATION SUPPLIES) TO FUND THE PAYMENT OF PARKS AND RECREATION EXPENSES THROUGH YEAR-END.

B.

READING BY TITLE - FILE OF COUNCIL NO. 89, 2004 - AN ORDINANCE - AMENDING FILE OF COUNCIL NO. 231, 2003, AN ORDINANCE "ENTITLED GENERAL CITY OPERATING BUDGET 2004" BY TRANSFERRING \$76,500.00 FROM ACCOUNT NO. 01.401.13090.4299 (CONTINGENCY -OPERATING EXPENSES) TO ACCOUNT NO. 01.080.00083.4460 (STREET LIGHTING) TO PROVIDE FUNDING TO COVER STREET LIGHTING THROUGH YEAR END.

C.

READING BY TITLE - FILE OF COUNCIL NO.90, 2004 - AN ORDINANCE - AMENDING FILE OF COUNCIL NO. 231, 2003, AN ORDINANCE "ENTITLED GENERAL CITY OPERATING BUDGET 2004" BY TRANSFERRING \$16,000.00 FROM ACCOUNT NO. 01.401.13090.4299 (CONTINGENCY-OPERATING EXPENSES) TO ACCOUNT NO. 01.051.00082.4320 (BUILDING/REPAIR-SUPPLY MAINTENANCE) TO PROVIDE FUNDING TO COVER BUILDING REPAIRS/SUPPLIES THROUGH YEAR-END.

D.

READING BY TITLE - FILE OF COUNCIL NO. 91, 2004 - AN ORDINANCE - APPROVING THE TRANSFER OF THE REAL ESTATE AND IMPROVEMENTS, LOCATED AT 314-316 ADAMS AVENUE IN THE CITY OF SCRANTON KNOWN AS THE NORTHEAST INSTITUTE OF EDUCATION (NIE) BUILDING TO THE PARKING AUTHORITY OF THE CITY OF SCRANTON AND AUTHORIZING THE EXECUTION OF THE REQUIRED DOCUMENTS RELATING TO SUCH TRANSFER INCLUDING BUT NOT LIMITED TO THE INTERGOVERNMENTAL TRANSFER AGREEMENT, DEED, AND WAIVER OF TAXES OWED.

7. FINAL READING OF RESOLUTIONS AND ORDINANCES -
CONSIDERATION FOR ADOPTION:

A.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR
ADOPTION - FILE OF COUNCIL NO. 82, 2004 - (AS AMENDED)
APPROPRIATING FUNDS FOR THE EXPENSES OF THE CITY
GOVERNMENT FOR THE PERIOD COMMENCING ON THE FIRST DAY OF
JANUARY, 2005 TO AND INCLUDING DECEMBER 31, 2005 BY THE
ADOPTION OF THE GENERAL CITY OPERATING BUDGET FOR THE
YEAR 2005. MOTION TO OVERRIDE OR SUSTAIN MAYOR'S VETO.

B.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY
DEVELOPMENT - FOR ADOPTION - FILE OF COUNCIL NO. 83,
2004 - AN ORDINANCE - AMENDING FILE OF COUNCIL NO. 17 OF
1999, ENTITLED, "AN ORDINANCE AUTHORIZING THE MAYOR AND
OTHER APPROPRIATE OFFICIALS OF THE CITY OF SCRANTON TO
TAKE ALL NECESSARY ACTIONS TO IMPLEMENT THE CONSOLIDATED
SUBMISSION FOR COMMUNITY PLANNING AND DEVELOPMENT
PROGRAMS (AS AMENDED) TO BE FUNDED UNDER THE COMMUNITY
DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM, HOME INVESTMENT
PARTNERSHIP (HOME) PROGRAM AND EMERGENCY SHELTER GRANT
(ESG) PROGRAM," AND FILE OF COUNCIL NO. 205 OF 2003
ENTITLED, "AN ORDINANCE AUTHORIZING THE MAYOR AND OTHER
APPROPRIATE OFFICIALS OF THE CITY OF SCRANTON TO TAKE
ALL NECESSARY ACTIONS TO IMPLEMENT THE CONSOLIDATED
SUBMISSION FOR COMMUNITY PLANNING AND DEVELOPMENT
PROGRAMS (AS AMENDED) TO BE FUNDED UNDER THE COMMUNITY
DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM, HOME INVESTMENT
PARTNERSHIP (HOME) PROGRAM AND EMERGENCY SHELTER GRANT
(ESG) PROGRAM, BY REALLOCATING \$100,000.00 FROM PROJECT
NO. 99-100, "COMPREHENSIVE HOUSING REHABILITATION
PROGRAM" AS FOLLOWS: \$75,000.00 TO PROJECT NO. 04-107
"HOUSING EMERGENCY REPAIRS" AND \$25,000.00 TO PROJECT
NO. 04-145.5 "TRANSITIONAL HOUSING (CONDEMNATION)".

7.

C.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 84, 2004 - AN ORDINANCE - AUTHORIZING THE ISSUANCE AND SALE OF A FOUR MILLION (\$4,000,000.00) DOLLARS PRINCIPAL AMOUNT, TAX AND REVENUE ANTICIPATION NOTE OF THE CITY OF SCRANTON KNOWN AS TAN SERIES A, AWARDED TO COMMUNITY BANK & TRUST COMPANY; DETERMINING THE FORM AND TERM OF SAID NOTE; AWARDING SAID NOTE; AUTHORIZING AND DIRECTING THE FILING OF CERTAIN DOCUMENTS; AND DIRECTING THE PROPER OFFICIALS OF THE CITY OF SCRANTON TO TAKE ANY AND ALL OTHER ACTIONS AS MAY BE REQUIRED IN CONNECTION WITH THE ISSUANCE OF SAID NOTE.

D.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 85, 2004 - AN ORDINANCE - AUTHORIZING THE ISSUANCE AND SALE OF A FIVE MILLION (\$5,000,000.00) DOLLARS PRINCIPAL AMOUNT, TAX AND REVENUE ANTICIPATION NOTE OF THE CITY OF SCRANTON KNOWN AS TAN SERIES B, AWARDED TO COMMUNITY BANK & TRUST COMPANY; DETERMINING THE FORM AND TERM OF SAID NOTE; AWARDING SAID NOTE; AUTHORIZING AND DIRECTING THE FILING OF CERTAIN DOCUMENTS; AND DIRECTING THE PROPER OFFICIALS OF THE CITY OF SCRANTON TO TAKE ANY AND ALL OTHER ACTIONS AS MAY BE REQUIRED IN CONNECTION WITH THE ISSUANCE OF SAID NOTE.

E.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - FILE OF COUNCIL NO. 86, 2004 - AN ORDINANCE - APPROVING THE TRANSFER OF A LIQUOR LICENSE IN THE NAME OF EDWARD AND ALICE KAKAREKA T/A THE FIRESIDE INN, BOROUGH OF MOSCOW, LICENSE NO. R-20511 TO GMM ENTERTAINMENT, INC., FOR USE AT THE RITZ BUILDING, 222 WYOMING AVENUE, SCRANTON, PENNSYLVANIA, 18503 AS REQUIRED BY THE PENNSYLVANIA LIQUOR CONTROL BOARD.

7.

F.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 109, 2004 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS FOR THE CITY OF SCRANTON TO ENTER INTO A GRANT AGREEMENT AND MAKE A GRANT FROM THE ECONOMIC DEVELOPMENT INITIATIVE ACCOUNT FOR CERTAIN SPECIAL PROJECTS, PURSUANT TO THE VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS ACT OF FY 2003 (PL 108-7), IN THE AMOUNT OF \$178,830.00 TO POWELL LAW TO ASSIST AN ELIGIBLE PROJECT.

G.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 110, 2004 - APPOINTMENT OF EMMANUEL JOHNSON, 438 SOUTH 9TH AVENUE, SCRANTON, PENNSYLVANIA, 18504, AS A MEMBER OF THE SCRANTON RECREATION AUTHORITY. MR. JOHNSON WILL BE FILLING THE TERM OF LAWRENCE MCGIVER, WHO RESIGNED EFFECTIVE DECEMBER 1, 2004. MR. JOHNSON'S TERM WILL EXPIRE ON DECEMBER 31, 2007.

H.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 111, 2004 - RE-APPOINTMENT OF PETER RIEBE, 1315 SANDERSON AVENUE, SCRANTON, PENNSYLVANIA, 18509, TO THE SCRANTON RECREATION AUTHORITY. MR. RIEBE'S TERM EXPIRES ON DECEMBER 31, 2004 AND HIS NEW TERM WILL EXPIRE ON DECEMBER 31, 2008.

I.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 112, 2004 - RE-APPOINTMENT OF MICHAEL HANLEY, 800 WOODLAWN STREET, SCRANTON, PENNSYLVANIA, 18509, TO SERVE ON THE HUMAN RELATIONS COMMISSION. MR. HANLEY'S TERM EXPIRES ON DECEMBER 31, 2004 AND HIS NEW TERM WILL EXPIRE ON DECEMBER 31, 2008.

7.
J.
FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION - RESOLUTION NO. 113, 2004 - RE-APPOINTMENT OF
MONSIGNOR CONSTANTINE SICONOLFI, HOLY FAMILY OF
SCRANTON, 510 GIBSON STREET, SCRANTON, PENNSYLVANIA,
18509, TO SERVE ON THE HUMAN RELATONS COMMISSION.
MONSIGNOR SICONOLFI'S TERM EXPIRES ON DECEMBER 31, 2004
AND HIS NEW TERM WILL EXPIRE ON DECEMBER 31, 2008.

K.
FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION - RESOLUTION NO. 114, 2004 - RE-APPOINTMENT OF
MARY JEAN MORAN NAUGHTON, 832 NORTH IRVING AVENUE,
SCRANTON, PENNSYLVANIA, 18510, TO THE CITY PLANNING
COMMISSION. MS. MORAN NAUGHTON'S TERM EXPIRES ON
DECEMBER 31, 2004 AND HER NEW TERM WILL EXPIRE ON
DECEMBER 31, 2008.

8. ADJOURNMENT:

JAY L. SAUNDERS
CITY CLERK
SCRANTON, PENNSYLVANIA